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Chapter 11 Trustee

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8 **UNITED STATES BANKRUPTCY COURT**  
9 **CENTRAL DISTRICT OF CALIFORNIA**

10 **NORTHERN DIVISION**

11 In re

Case No. 9:19-bk-11573-MB

12 HVI CAT CANYON, INC.,

Chapter 11

13 Debtor.

14 **TRUSTEE'S EVIDENTIARY  
OBJECTIONS TO DECLARATION OF  
RANDEEP S. GREWAL [DOC. NO. 767]**

15 **[Filed in Support of Trustee's Opposition to  
Motion]**

16 Date: February 25, 2020

17 Time: 10:30 a.m.

18 Crtrm.: 201

19 1415 State Street  
Santa Barbara, CA 93101

20 TO THE HONORABLE MARTIN R. BARASH, UNITED STATES BANKRUPTCY  
21 JUDGE, AND INTERESTED PARTIES:

22 PLEASE TAKE NOTICE THAT Michael A. McConnell, as Chapter 11 Trustee (the  
23 "Trustee") hereby files his evidentiary objections to the Declaration of Randeep S. Grewal, in  
24 support of the Trustee's opposition to the *Motion for Relief from the Automatic Stay or for Order*  
25 *Confirming that the Stay Does Not Apply* (doc. no. 767) (the "Motion"), filed by GRL, LLC, as  
26 follows:

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#	Statement	Objection And FRE	Sustained or Overruled
1	1. "Since the filing of the case, the royalties payable under those interests to GRL, LLC have not been paid by the estate. Instead, a Trust account was established for those royalties."  ¶ 4, lines 13-14.	Lack of Foundation, Fed. R. Evid. 602, 701, 801; Lack of Personal Knowledge, Fed. R. Evid. 602.	Sustained _____  Overruled _____
2	2. "According to information from the estate, royalties payable to GRL, LLC are as follows:  \$32,552.85 August/2019 Royalties \$27,689.56 September/2019 Royalties \$29,532.01 October/2019 Royalties \$20,720.78 November/2019 Royalties \$ TBD December/2019 Royalties \$110,495.20 Total 4 Months (Aug-Nov)"  ¶ 4, lines 15-22.	Lack of Foundation, Fed. R. Evid. 602, 701, 801; Lack of Personal Knowledge, Fed. R. Evid. 602; Hearsay, Fed. R. Evid. 802.	Sustained _____  Overruled _____
3	3. "GRL. LLC has been informed that the Trust account was funded with the \$32,552.85 due from August, 2019."  ¶ 5, lines 23-24.	Hearsay, Fed. R. Evid. 802.	Sustained _____  Overruled _____
4	4. "Further, GRL, LLC has not received from the Debtor, as required for these same months, a monthly accounting statement showing volume of and proceeds from hydrocarbons sold and GRL, LLC's royalty share of said proceeds."  ¶ 5, lines 25-28.	Improper Opinion and Inadmissible Legal Conclusion, Fed. R. Evid. 701, 702, 703.	Sustained _____  Overruled _____
5	5. "GRL, LLC is entitled to receive its share from the Debtor and, in the alternative as to future royalties, directly from the purchasers of the oil, gas, and other hydrocarbons produced pursuant to an "Oil and Gas Division Order" presented to the purchasers."  ¶ 6, lines 1-3.	Improper Opinion and Inadmissible Legal Conclusion, Fed. R. Evid. 701, 702, 703.	Sustained _____  Overruled _____

1	6.	"GRL, LLC seeks an Order of this Court (A) ordering the Debtor to pay GRL, LLC all accrued but unpaid royalties to date as well as all future royalties as they become due monthly and to include the monthly accounting statements, and (B) permitting GRL, LLC to serve on the purchasers of the Debtors' production the Oil and Gas Division Orders attached hereto as Exhibit C and incorporated herein by this reference."	Improper Opinion and Inadmissible Legal Conclusion, Fed. R. Evid. 701, 702, 703; Irrelevant, Fed. R. Evid. 401, 402; Best Evidence Rule (Document Speaks For Itself), Fed. R. Evid. 1002.	Sustained _____
7		¶ 6, lines 3-8.		Overruled _____

DATED: February 11, 2020

DANNING, GILL, ISRAEL & KRASNOFF, LLP

By: /S/ ZEV SHECHTMAN  
ZEV SHECHTMAN  
Attorneys for Michael A. McConnell, Chapter 11  
Trustee

## PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is 1901 Avenue of the Stars, Suite 450, Los Angeles, CA 90067-6006.

A true and correct copy of the foregoing document entitled (specify): TRUSTEE'S EVIDENTIARY OBJECTIONS TO DECLARATION OF RANDEEP S. GREWAL [DOC. NO. 767] will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (date) February 11, 2020 I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page.

**2. SERVED BY UNITED STATES MAIL:**

On (date) February 11, 2020, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page.

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served):** Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) February 11, 2020, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

PERSONAL DELIVERY ALSSI – TO BE DELIVERED BY 2/12/20  
The Honorable Neil W. Bason  
U.S. Bankruptcy Court  
Roybal Federal Building  
255 E. Temple Street  
Bin outside of Suite 1552  
Los Angeles, CA 90012

Service information continued on attached page.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

February 11, 2020

Date

Gloria Ramos

Printed Name

/s Gloria Ramos

Signature

ADDITIONAL SERVICE INFORMATION (if needed):

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## **2. SERVED BY U.S. MAIL**

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Attn: John Hochleutner

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